

ORDINANCE NO. 229

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAND TERRACE ADDING CHAPTER 9.32 TO THE GRAND TERRACE MUNICIPAL CODE RELATING TO REGULATION OF REGISTERED SEX OFFENDERS

THE CITY COUNCIL OF THE CITY OF GRAND TERRACE DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Chapter 9.32 is added to Title 9 of the Grand Terrace Municipal Code to read as follows:

CHAPTER 9.32  
REGULATION OF REGISTERED SEX OFFENDERS

Sections:

- 9.32.010 Definitions
- 9.32.020 Prohibitions
- 9.32.030 Exception
- 9.32.040 Criminal Penalty

9.32.010 Definitions

- a. "Sex offender" means an individual who is required by law to register with a governmental entity as a sex offender as a result of a conviction of a sex crime against a child.
- b. "Child" or "children" means any person under the age of eighteen (18) years of age.
- c. "Day care center" means any licensed child day care facility including infant centers, preschools, extended day care facilities, and school age child care centers. It does not include a family day care home as defined in California Health and Safety Code section 1596.78.
- d. "Park" means a park or other recreation facility operated and/or maintained by a governmental entity.
- e. "School" means the buildings and grounds of any public or private school used for purposes of the education of children in kindergarten or any of grades 1 to 12, inclusive.

9.32.020 Prohibitions

- a. Any registered sex offender, who is no longer the subject of parole by any governmental entity, is prohibited from residing within two thousand six hundred forty feet (2640') of any school, or from residing within two thousand feet (2000') of any park or day care center.

- b. Any registered sex offender, who is no longer the subject of parole by any governmental entity is prohibited from being located within 300 feet (300') of a school, unless the registered sex offender is a parent or guardian of a child for which the individual is legally responsible and the child attends the school or is a student at the school.
- c. Any registered sex offender, who is no longer the subject of parole by any governmental entity, is prohibited from being located within 300 feet (300') of a park where children are present, unless the registered sex offender is a parent or guardian of a child for which the individual is legally responsible and the child is present at the park.

9.32.030 Exception

A registered sex offender is not in violation of section 9.32.020, subsection (a), because he or she is residing and registered with a governmental entity, at an address that is within two thousand six hundred forty feet (2640') of any school or within two thousand feet (2000') of any park or day care center, on the effective date of this ordinance.

9.32.040 Criminal Penalty

Any person violating any of the provisions of this Chapter shall be guilty of a misdemeanor, and upon conviction thereof, the penalty shall be a fine of not more than one thousand dollars (\$1,000) or imprisonment in the county jail for a period of not more than six (6) months or by both such fine and imprisonment.


Section 2. The City Council declares that it would have adopted this ordinance and each section, sentence, clause, phrase, or portion of it irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions of it be declared invalid or unconstitutional. If for any reason any portion of this ordinance is declared invalid or unconstitutional, then all other provisions of it shall remain valid and enforceable.

Section 3. This ordinance shall take effect thirty (30) days from the date of adoption.

Section 4. First read at a regular meeting of the City Council of said City held on the 14<sup>th</sup> day of August, 2007 and finally adopted and ordered posted at a regular meeting of said City Council on the 28<sup>th</sup> day of August, 2007.

  
Maryetta Bucci  
Mayor of the City of Grand Terrace  
and of the City Council thereof.

Attest:

  
Brenda Mesa, City Clerk


I, Brenda Mesa, City Clerk of the City of Grand Terrace, California, do hereby certify that the foregoing Ordinance was introduced and adopted at a regular meeting of the City Council of the City of Grand Terrace held on the 28<sup>th</sup> day of August, 2007, by the following vote:

AYES: Councilmembers Cortes, Miller and Buchanan; Mayor Pro Tem Garcia and Mayor Ferre

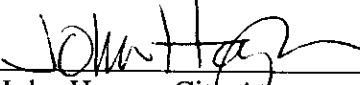
NOES: None

ABSENT: None

ABSTAIN: None

  
Brenda Mesa, City Clerk

Approved as to form:

  
John Harper, City Attorney